

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

**ANYWHERECOMMERCE, INC.  
and BBPOS LIMITED,**

**Plaintiffs,**

**v.**

**INGENICO INC., INGENICO CORP.**

**and INGENICO GROUP, SA,**

**Defendants.**

**CIVIL ACTION NO.  
1:19-cv-11457-IT**

**DEFENDANTS' BEN LO DEPOSITION DESIGNATIONS**

<b>Defendant's Initial Designation</b>	<b>Plaintiff's Objection</b>	<b>Plaintiffs' Explanation</b>	<b>Plaintiffs' Counter Designation</b>
11:13-12:5	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
26:4-28:12	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
32:20-34:2	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
34:3-15	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
36:25-39:19	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
39:20-40:12	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>

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<sup>1</sup> Plaintiffs made no specific objections to Defendants' page and line deposition designations and offered no counter designations. Instead, Plaintiffs raised the following: "Plaintiffs object to these deposition designations in so much as Ben Lo will attend and testify as a live witness at trial. *See* Section IV, hereafter. Plaintiffs reserve the right to object and/or make counter-designations in the unanticipated event that Mr. Lo is unavailable at trial." Pls.' Obj. to Proposed Evid. Apr. 5, 2023. Defendants submit that, pursuant to Rule 32(a)(3), the unavailability of Mr. Lo, President of BBPOS and its Rule 30(b)(6) designee, is not a prerequisite for the use by the Defendants of Mr. Lo's deposition testimony at trial.

<b>Defendant's Initial Designation</b>	<b>Plaintiff's Objection</b>	<b>Plaintiffs' Explanation</b>	<b>Plaintiffs' Counter Designation</b>
52:20-54:8	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
63:11-25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
82:10-83:17	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
83:22-84:3	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
84:4-9	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
84:10-25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
85:2-16	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
88:22-90:18	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
91:3-11	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
95:7-23	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
96:1-22	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
96:23-99:4	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
99:13-17	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
101:15-102:1	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
106:7-13	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
106:19-25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>

<b>Defendant's Initial Designation</b>	<b>Plaintiff's Objection</b>	<b>Plaintiffs' Explanation</b>	<b>Plaintiffs' Counter Designation</b>
112:5-23	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
112:24-113:21	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
113:24-114:25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
115:1-2	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
115:13	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
117:15-23	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
118:16-119:19	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
119:20-120:17	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
127:24-128:10	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
128:25-130:5	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
134:7-137:5	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
137:6-140:7	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
140:11-18	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
140:19-142:3	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
142:7-8	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
143:20-146:22	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>

<b>Defendant's Initial Designation</b>	<b>Plaintiff's Objection</b>	<b>Plaintiffs' Explanation</b>	<b>Plaintiffs' Counter Designation</b>
147:9-150:7	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
150:8-151:25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
152:1-25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
153:1-154:12	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
154:13-22	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
156:8-157:4	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
157:5-160:10	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
160:11-163:7	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
176:1-184:24	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
192:6-193:25	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
194:1-19	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
219:20-220:17	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
225:14-228:5	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
228:6-19	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>
232:23-234:3	None. <sup>1</sup>	None. <sup>1</sup>	None. <sup>1</sup>

INGENICO INC., INGENICO CORP. AND  
INGENICO GROUP, SA,

By their attorneys,

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Dated: April 10, 2023

**CERTIFICATE OF SERVICE**

I hereby certify that on April 10, 2023, I caused to be served via electronic mail a true copy of the within document on the following counsel of record:

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